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UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

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UNITED STATES OF AMERICA,)	
)	Case No.: 2:14-cr-00178-JAD-GWF
Plaintiff,)	
)	STIPULATION TO CONTINUE MOTION
vs.)	DEADLINES AND HEARING
)	(2 nd request)
IAN PINCOMBE,)	
)	
Defendants.)	

IT IS HEREBY STIPULATED AND AGREED, by and between Daniel Bogden, United States Attorney; Allison L. Herr, Special Assistant United States Attorney, counsel for the United States of America and Jennifer Waldo, Esq., counsel for defendant Ian Pincombe, that the deadline for the government to file its response to the Defendant's Motion to Dismiss be continued to February 5, 2015, that the deadlines for filing any and all replies be continued to February 12, 2015.

This Stipulation is entered into for the following reasons:

1. The parties are in the midst of plea negotiations, which if successful would obviate the need for the Defendant's Motion.

1 2. The additional time requested is not sought for the purposes of delay, but to
2 allow counsel sufficient time to complete negotiations.

3 3. The parties agree to the continuance.

4 4. The defendant is in custody and does not object to a short continuance.

5 5. Denial of this request could result in a miscarriage of justice. The additional
6 time requested by this Stipulation is excludable in computing the time within which the trial
7 herein must commence pursuant to the Speedy Trial Act, Title 18, United States Code
8 §3161(h)(7)(A), considering the factors under Title 18, United States Code §3161(h)(7)(B) and
9 § 3161(h)(7)(B)(iv).
10

11 6. This is the second request to continue the hearing.

12 DATED this 29th day of January, 2015.

13 DANIEL G. BOGDEN
14 United States Attorney

 JENNIFER WALDO
 Attorney for Defendant

15 By: /s/ Allison Herr
16 ALLISON L. HERR
 Special Assistant United States Attorney

 By: /s/ Jennifer Waldo
 JENNIFER WALDO

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

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UNITED STATES OF AMERICA,)	
)	Case No.: 2:14-cr-00178-JAD-GWF
Plaintiff,)	
)	FINDINGS OF FACT, CONCLUSION OF
vs.)	LAW AND ORDER
)	
IAN PINCOMBE,)	
)	
Defendants.)	
)	

Based on the pending Stipulation of counsel, and good cause appearing therefore, the Court hereby finds that:

1. The parties are in the midst of plea negotiations, which if successful would obviate the need for the Defendant's Motion.

2. The additional time requested is not sought for the purposes of delay, but to allow counsel sufficient time to complete negotiations.

3. The parties agree to the continuance.

4. The defendant is in custody and does not object to a short continuance.

5. Denial of this request could result in a miscarriage of justice. The additional time requested by this Stipulation is excludable in computing the time within which the trial herein must commence pursuant to the Speedy Trial Act, Title 18, United States Code §3161(h)(7)(A), considering the factors under Title 18, United States Code §3161(h)(7)(B) and § 3161(h)(7)(B)(iv).

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THEREFORE, IT IS HEREBY ORDERED that the deadline for the government to file its response to the Defendant's Motion to Dismiss be continued to February 5, 2015, that the deadlines for filing any and all replies be continued to February 12.


GEORGE FOLEY, JR.
UNITED STATES MAGISTRATE JUDGE